

No. 02-2793

[illegible]

Assignment Officers, Farmington *
Correctional Center, *
 *
Appellees. *

Submitted: January 21, 2003
Filed: March 11, 2003

Before MCMILLIAN, MELLOY, and SMITH Circuit Judges.

PER CURIAM.

Ronald D. Chandler appeals the district court's¹ order granting defendants' motion to dismiss his civil rights action. Having carefully reviewed the record, we conclude the district court did not abuse its discretion in dismissing Chandler's lengthy complaint for failure to comply with Federal Rules of Civil Procedure 8 and 10. See Mangan v. Weinberger, 848 F.2d 909, 911 (8th Cir. 1988) (Rule 8 standard of review), cert. denied, 488 U.S. 1013 (1989); Bautista v. Los Angeles County, 216 F.3d 837, 841 (9th Cir. 2000) (Rule 10 standard of review). Accordingly, we affirm, see 8th Cir. R. 47B, but we modify the dismissal to be without prejudice as to retaliation and deliberate-indifference claims based on defendants' alleged failure to provide adequate mental health care, see Vaughan v. Lacey, 49 F.3d 1344, 1346 (8th Cir. 1995) (deliberate indifference may include intentionally delaying or denying access to medical or mental health care, or intentionally interfering with treatment or medication that has been prescribed).

¹The Honorable Stephen N. Limbaugh, United States District Judge for the Eastern District of Missouri.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.